

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

JODI HAMRICK,

Defendant.

CASE NO. CR20-0079-JCC

ORDER

This matter comes before the Court on the Government's unopposed motion for entry of a protective order (Dkt. No. 12). Having thoroughly considered the motion and the relevant record and finding good cause, the Court GRANTS the motion and ORDERS as follows:

1. Protected Material.

Any material designated by the Government as Protected Material shall be subject to the terms of this order.

The Government will make copies of the Protected Material, including those filed under seal, to defense counsel to comply with the Government's discovery obligations. Possession of copies of the Protected Material is limited to the attorneys of record and investigators, paralegals, law clerks, experts and assistants for the attorneys of record (hereinafter collectively, "members of the defense team"):

The attorneys of record and members of the defense team may share and review the

1 Protected Material with Defendant. The attorneys of record and members of the defense team
2 acknowledge that providing copies (in any form) of the Protected Material to Defendant and
3 other persons is prohibited, and agree not to duplicate or provide copies of the Protected Material
4 to Defendant and other persons. Any violation of these prohibitions constitutes a violation of this
5 order. Further, the attorneys of record are required, prior to disseminating any copies of the
6 Protected Material to members of the defense team, to provide a copy of this order to members
7 of the defense team and obtain written consent by members of the defense team of their
8 acknowledgment to be bound by the terms and conditions of this order. The written consent need
9 not be disclosed or produced to the Government unless requested by the Assistant United States
10 Attorney and ordered by the Court. Nothing in this order should be construed as imposing any
11 discovery obligations on the Government that are different from those imposed by caselaw and
12 Federal Rule of Criminal Procedure 16.

13 2. Filing

14 Any Protected Material that is filed with the Court in connection with pretrial motions,
15 trial, or other matter shall be filed under seal and shall remain sealed until otherwise ordered by
16 this Court. This provision does not entitle either party to seal their filings as a matter of course.
17 The parties are required to comply in all respects to the relevant Local and Federal Rules of
18 Criminal Procedure pertaining to the sealing of court documents.

19 3. Non-Termination

20 The provisions of this order shall not terminate at the conclusion of this prosecution.

21 4. Violation of Any Terms of this Order

22 Any violation of any term or condition of this order by Defendant, his attorneys of
23 record, any member of the defense teams, or any attorney for the United States Attorney's Office
24 for the Western District of Washington, may be held in contempt of court, and/or may be subject
25 to monetary or other sanctions as deemed appropriate by this Court.

26 If Defendant violates any term or condition of this order, the Government reserves its

1 rights to seek a sentencing enhancement for obstruction of justice or to file any criminal charges
2 relating to the violation.

3 5. Right to Review

4 The parties agree that in the event that compliance with this order makes it difficult for
5 defense counsel to adhere to their Sixth Amendment obligations or otherwise imposes an
6 unworkable burden on counsel, defense counsel shall bring any concerns about the terms of the
7 order to the attention of the Government. The parties shall then meet and confer with the
8 intention of finding a mutually acceptable solution. In the event that the parties cannot reach such
9 a solution, defense counsel shall have the right to bring any concerns about the scope or terms of
10 the order to the attention of the Court.

11 The terms of this order apply to current defense counsel as well as to any successor
12 defense counsel and members of the defense team.

13 IT IS SO ORDERED.

14 DATED this 31st day of July 2020.

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18 John C. Coughenour
19 UNITED STATES DISTRICT JUDGE
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